



**GILA COUNTY ATTORNEY**  
*Bradley D. Beauchamp*

August 13<sup>th</sup>, 2019

Arizona House of Representatives  
Speaker of the House, Russell "Rusty" Bowers  
Capital Complex  
1700 W. Washington  
Phoenix, AZ 85007-2890

RE: Gila County Deferred Prosecution

Arizona Speaker of the House, Russell "Rusty" Bowers:

Pursuant to Statute A.R.S. §11-362 I am sending this report regarding the Gila County Attorney's Office Deferred Prosecution Program.

**Deferred Prosecution**

The Gila County Attorney's Office Deferred Prosecution program allows low risk defendants who have been charged with crimes to enter into deferred prosecution agreements whereby they admit their guilt and agree to make amends for their crimes in exchange for having their criminal charges deferred for up to two years and sometimes longer if restitution is involved. If they can successfully comply with the terms of their agreement, their criminal charges are dismissed, and they avoid having to go through life having a felony conviction. If they are unable to show that they deserve this second chance and fail to comply with the terms of their agreements or if they commit new crimes, their deferred prosecutions are reinstated, and they must answer to their original criminal charges in court.

During the time of January 2018 through December 2018, the Gila County Deferred Prosecution Program had approximately fifty-five (55) individuals on the Deferred Prosecution Program, forty-three (43) at the Payson Office in the northern part of the County and twelve (12) in Globe, the southern half of the County. Eleven (11) individuals successfully completed the program during 2018 and thereby never became an expense to the Gila County probation department. Additionally, the Gila County Attorney's Office Deferred Prosecution Program collected and distributed to victims \$7,093.68 in restitution in 2018.

Out of the fifty-five (55) individuals in the Deferred Program in 2018, twenty-three (23), were new enrollees during the calendar year of 2018. Fifteen (15) individuals entered the Program in Payson and eight (8) entered the Program in the Globe area. A breakdown of the crimes involved is as follows:


<u>Payson</u>		<u>Globe</u>	
Drugs	34	Drugs	3
Trafficking Stolen Prop	1	Organized Retail Theft	1
Theft	2	Criminal Damage/Thef	1
Child Abuse	1	Criminal Trespass	1
Endangerment	1	Child Abuse	1
Use Wire/Electronic Drug Transaction	1	Hindering Prosecution	1
Transportation of Drugs	1	Aggravated Assault	1
Take ID of Another/ Fraud	2	Domestic Violence	1
Forgery	2	Burglary	1
Theft of Means of Transportation	1	Shoplifting	1
Using Minor Drug Offense	1	Criminal Damage	1
Burglary	1	Unlawful Use of Transportation	1
		Fail to Return Rented Vehicle	1
		Unlawful Flight	1

Out of the fifty-five (55) defendants in the Deferred Program in the year 2018; thirty-five (35) remain on the Program. Five (5) failed, eleven (11) completed successful, five (5) were rejected, one (1) was dismissed.

The Deferred Prosecution Program continues in Gila County to meet its primary objective of ensuring the accused remain accountable for their actions while allowing those with no criminal history, and thus a low probability of recidivism, to find the correct law-abiding path. Additionally, in all victim related offenses victims are ensured restitution and these offenders pose no additional expense to the overtaxed probation system.

If you have any question or concerns, please do not hesitate to contact me.

Sincerely,



Bradley D. Beauchamp  
Gila County Attorney



Ryan Alcorn  
Denise Boode  
Kayla Evans  
David Hill  
Rick Husk  
Diana Kanon  
Patricia Pfeiffer  
Jessica Richardson  
Jessica Scibelli  
Travis Shields  
Charles Shire

August 13<sup>th</sup>, 2019

**GILA COUNTY ATTORNEY**  
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Arizona State Senate  
Senate President, Karen Fann  
Capital Complex  
1700 W. Washington  
Phoenix, AZ 85007-2890

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